



1 THORKILDSON, SHANNON DRESSEL, ALAN HERAK AND AMY GARLAND (herein referred  
2 to as "DEFENDANTS") on the basis that PLAINTIFFS require at least 10 additional calendar days  
3 on the basis that they are still waiting on transcripts ordered on September 5, 2020 from Kelsie Petit,  
4 Transcripts Specialist those are required for its oppositions to DEFENDANTS two motions.

5 PLAINTIFFS ask the Court to review the record where the DEFENDANTS had an additional  
6 62 days to respond to our Complaint without prejudice. (Attached and incorporated is a copy of the  
7 email dated September 10, 2020)

8 PLAINTIFFS are filing this Motion after opposing counsel ignored the email sent on October  
9 19, 2020 requesting a stipulation as another example of a lack of professional courtesy by  
10 DEFENDANTS counsel in response to PLAINTIFFS requests for a stipulation between the parties.  
11 Ironically DEFENDANTS utilize the same company for its transcripts but receive expedited delivery  
12 service since they are attorneys.

13 PLAINTIFFS allege that the DEFENDANTS shall not be prejudiced in any manner by a 14  
14 day enlargement of time and hearing continuance but PLAINTIFFS will be severely prejudiced  
15 without transcripts for its three pleadings.

16 According to PACER the current deadlines and hearings are as follows:

17 Opposition to Response Deadlines: October 14, 2020 and October 26, 2020.

18 WHEREFORE, PLAINTIFFS respectfully request that the Court enlarge its current deadlines to  
19 file its opposition to DEFENDANTS Motion to Dismiss and Motion for Judgment on the Pleadings  
20 for 14 days and continue the Motion Hearing (ECF# 33) until November 10, 2020.  
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1 DATED: OCTOBER 20, 2020

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3 By: /s/ Loren R. Ouellette  
Loren Ouellette

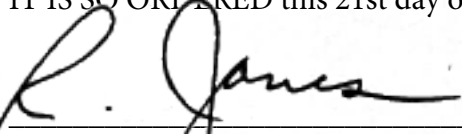
By: /s/ Gayla E. Ouellette  
Gayla Ouellette

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5 ORDER

6 IT IS HEREBY ORDERED that Plaintiff's Emergency Motion to Enlarge Time to Oppose  
7 Defendants Motion to Dismiss (ECF No. 37) is GRANTED.

8 IT IS FURTHER ORDERED that Plaintiffs shall file their oppositions to motions (ECF Nos. 26, 27,  
9 33) on or before November 10, 2020.

10 IT IS SO ORDERED this 21st day of October, 2020.

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12 ROBERT C. JONES  
13 United States District Judge  
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Re: Meet and Confer 3:20-cv-00391-RCJ-WGC Ouellette et al v. Special Recreation Services, Inc. et al

From: Loren Ouellette (nutrend@yahoo.com)

To: ahall@shjnevada.com; jsmith@shjnevada.com; sketner@shjnevada.com

Cc: ouellette.gayla@gmail.com

Bcc: nutrend@yahoo.com

Date: Thursday, September 10, 2020, 12:04 PM PDT

Ms. Ketner:

We accept your proposal to a 30 day extension (until 10/14) for us to respond to your 12b motion and a 40 day extension (until 10/26 with the weekend) to respond to the Judgment on the Pleadings and agree to a 7 day extension for defendants to file their replies to both responses.

To clarify the day count in detail: Defendants had 62 days to respond to our Complaints, 22 of those days were allowed to modify their already prepared response for one new Cause of Action added to the 1st Amended Complaint. Please recall: Director Herak, Vice President Thorkildson and Past President Shannon Dressel were served the 1st Amended Complaint on July 2, 2020, you were served the 2nd Amended Complaint on August 17, 2020.

For the record, we are not playing the sympathy card due to our Pro Per status but require sufficient time to review your pile of "exhibits" and to read your supporting cases that appear to be all boilerplate.

We will advise the Clerk of our stipulation and will forward a Stipulation and Order under separate cover.

Regards

Loren Ouellette

On Thursday, September 10, 2020, 09:44:24 AM PDT, Sandra C. Ketner <sketner@shjnevada.com> wrote:

Mr. Ouellette – if we agree to a 30 day extension, you will have a total of 44 days to respond to the motions which is more than sufficient time. You chose to represent yourself and as a result, you are held to the same rules and standards as licensed attorneys.

To clarify, defendants had a total of 18 days from the date of service of the second amended complaint to prepare and file their motion to dismiss and motion for judgment on the pleadings (not 60 days you contend). However, as a compromise, I propose that we agree to a 30 day extension for you to respond to one of defendants' motions (until 10/14) and a 40 day extension to respond to the other (until 10/26 with the weekend). You can decide which one you prefer to respond to first. In exchange, we request a 7 day extension for defendants to file their replies to both of your responses.

Sandra Ketner

*Of Counsel*

**SIMONS HALL JOHNSTON PC**